IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 1041 of 2001

For Approval and Signature:

HON'BLE MR.JUSTICE R.P.DHOLAKIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

HARESH A BENANI

Versus

STATE OF GUJARAT

Appearance:

1. Criminal Misc.Application No. 1041 of 2001

MR RAJESH K KANANI for Petitioner No. 1

MRS HANSA PUNANI, APP for Respondent No. 1

MR AMAR D MITHANI for Respondent No. 2

NOTICE SERVED for Respondent No. 2

CORAM : HON'BLE MR.JUSTICE R.P.DHOLAKIA

Date of decision: 06/11/2003

ORAL JUDGEMENT

Learned counsel for the respective parties are present. Learned counsel for the petitioner, tendering xerox copy of the consent terms which has been filed by the parties into the court of learned Judicial Magistrate (First Class), Junagadh in Criminal Case No.5568 of 2000, has made a statement at the bar that the matter is settled between the parties before the trial Court and in pursuance of which, complaint in question has been withdrawn and, therefore, this petition does not survive and may be disposed of accordingly. Xerox copy of the consent terms tendered by the learned counsel for the petitioner is ordered to be taken on record.

2. In view of the above statement made by the learned counsel for the petitioner, this petition stands disposed of as having become infructuous. Rule is discharged. Interim relief stands vacated.

(R.P.DHOLAKIA,J.)

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